

Accordingly, IT IS ORDERED that:

1. Plaintiff's petition for a writ of habeas corpus is denied. [Docket No. 1.]

2. This action is dismissed with prejudice.

3. A certificate of appealability will issue as to the question of counsel's alleged conflict of interest.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: July 1, 2009

s/ JAMES M. ROSENBAUM
JAMES M. ROSENBAUM
United States District Judge